

# House Study Bill 165

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
ENVIRONMENTAL PROTECTION  
BILL BY CHAIRPERSON OLSON)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act extending the time period during which a wind energy  
2 conversion facility shall be considered approved for purposes  
3 of the renewable energy tax credit under specified  
4 circumstances.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 1842HC 83  
7 rn/nh/14

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1 1 Section 1. Section 476C.3, subsection 3, Code 2009, is  
1 2 amended to read as follows:  
1 3 3. A facility that is not operational within thirty months  
1 4 after issuance of an approval for the facility by the board  
1 5 shall cease to be an eligible renewable energy facility.  
1 6 However, a wind energy conversion facility that is approved as  
1 7 eligible under this section but is not operational within  
1 8 eighteen months due to the unavailability of necessary  
1 9 equipment or a delay in receiving federal transmission  
1 10 approval from the federal energy regulatory commission shall  
1 11 be granted an additional twelve months to become operational.  
1 12 A facility that is granted and thereafter loses approval may  
1 13 reapply to the board for a new determination.

## 1 14 EXPLANATION

1 15 This bill relates to wind energy conversion facilities that  
1 16 have received approval for the renewable energy tax credit  
1 17 pursuant to Code chapter 476C. Current law provides that an  
1 18 eligible renewable energy facility, as defined in the Code  
1 19 chapter, that is not operational within 30 months after  
1 20 receiving approval shall cease to be eligible for the credit.  
1 21 An exception is provided, however, if the facility is a wind  
1 22 energy conversion facility which was not operational within 18  
1 23 months due to the unavailability of necessary equipment. In  
1 24 such cases an additional 12-month period shall be granted.  
1 25 The bill extends this additional period to wind energy  
1 26 conversion facilities which were not operational because of a  
1 27 delay in receiving federal transmission approval from the  
1 28 federal energy regulatory commission.  
1 29 LSB 1842HC 83  
1 30 rn/nh/14